

RECEIVED  
CENTRAL FAX CENTERWILMERHALE 

OCT 06 2006

FACSIMILE

Date October 6, 2006

(U)  
(U)To Examiner Natalie Pous  
Group Art Unit 3731Fax 571-273-8300  
Tel

cc

From David L. Cavanaugh, Reg. No. 36,476.

Pages 3 (including cover)

Re Proposed Agenda for Interview  
Application No. 10/662,000  
Attorney Docket: 106586.185US1

Examiner Pous:

Please review the attached official correspondence.

Best regards,

Wilmer Cutler Pickering Hale and Dorr LLP, 1875 Pennsylvania Avenue NW, Washington, DC 20006

Baltimore Beijing Berlin Boston Brussels London Munich New York Northern Virginia Oxford Palo Alto Waltham Washington

This facsimile transmission is confidential and may be privileged. If you are not the intended recipient, please immediately call the sender or, if the sender is not available, call +1 202 663 6712 and destroy all copies of this transmission. If the transmission is incomplete or illegible, please call the sender or, if the sender is not available, call +1 202 663 6712. Thank you.

BEST AVAILABLE COPY

RECEIVED  
CENTRAL FAX CENTER  
OCT 06 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/662,000  
Applicant : Chanduszeko  
Filed : September 12, 2003  
TC/A.U. : 3731  
Examiner : Pous, Natalie R.

Conf. No.: 8600

Docket No. : 106586.185US1  
Customer No. : 23483

Title: PFO Closure Device with Flexible Thrombogenic Joint and Improved Dislodgement Resistance

Via Facsimile 571-273-8300

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PROPOSED AGENDA FOR INTERVIEW**

As requested by the examiner responsible for this application, the Applicant's representative respectfully submits the following topics as a proposed agenda for the interview scheduled for Tuesday, October 10, 2006. The Applicant's representative believes that a meeting about the following topics will advance the prosecution of this application.

The Applicant's representative wishes to discuss the '000 application, in particular independent claims 1 and 20. The present invention relates generally to an occlusion device for the closure of physical anomalies, such as a patent foramen ovale. Both claims 1 and 20 contain an anchor member that "comprises a generally cylindrical member split along the central portion of its length to form an elongate oval." One benefit of this configuration is the increased the size and surface area of the anchor member, which results in the anchor providing pressure to a larger area of septal tissue. This provides for improved closure of the patent foramen ovale.

The Applicant's representative believes that it would be beneficial to discuss relevant teachings of U.S. Pat. No. 5,853,422 issued to Huebsch et al. (the "Huebsch" patent). The Applicant understands that the Examiner considers the Huebsch patent to disclose, in Fig. 3,

USIDOC5 5873541v1

Application No.: 10/662,000  
Amendment dated April 11, 2006  
Reply to Office Action of January 11, 2006

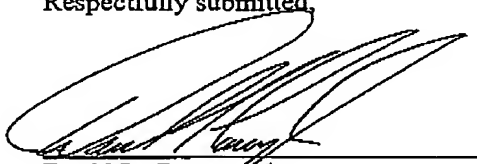
Docket No.: 0106586.00185US1

"anchor members comprising a generally cylindrical member that is split along the central portion of its length to form an elongate oval." Figures 2-4 show a generally cylindrical member that is compressed longitudinally.

Further, the Applicant's representative would like to discuss the relevant teachings of U.S. Pat. No. 5,284,488 issued to Sideris (the "Sideris" patent). The Applicant understands that the Examiner considers the Sideris patent to disclose "an open configuration with a large anchor member surface area, which would improve dislodgement resistance of the closure device." Sideris discloses a "buttoned device," noting that all components are described in U.S. Pat. No. 4,917,089. (Col. 2, lines 48-53). The '089 patent discloses an occluder made of polyurethane foam with a diameter 10mm more than the diameter of the defect and a skeleton wire securely stitched to the foam. (Col. 3, lines 7-11). Sideris also discloses a "double disk device," which includes a disk made by "skeleton wire sutured on polyurethane or woven material disk." (Col. 3, lines 1-7).

Finally, the Applicant's representative believes that a full discussion of the distinctions between the present claims of the '000 application and the Huebsch patent and the Sideris patent would advance the prosecution of the present application.

Respectfully submitted,



David L. Cavanaugh  
Registration No. 36,476  
Attorney for Applicant

Date: October 6, 2006

Wilmer Cutler Pickering  
Hale and Dorr LLP  
1875 Pennsylvania Avenue NW  
Washington, DC 20006  
Tel: (202) 663-6025  
Fax: (202) 663-6363